

JUL 24 1987

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

In Reply Refer to JHW17

Mr. J.P. McGinley, Vice President
A.C. Pipe Operations
Certainteed Corporation
P.O. Box 860
Valley Forge, PA 19482

Re: Ambler Asbestos (Certainteed Pile), Ambler PA

Dear Mr. McGinley:

By letter dated May 22, 1987 the United States Environmental Protection Agency (EPA) informed you of your potential liability with regards to threatened releases of hazardous substances at the Ambler Asbestos Site, Certainteed pile. (See Enclosure A for more information on the site). In that letter, the Agency also informed you of its intent to conduct a Remedial Investigation/Feasibility Study (RI/FS) at the Ambler Asbestos site, Certainteed pile, using public funds unless it determined that responsible parties would properly conduct such studies. Finally, the letter advised you of the possibility that at some point in the future EPA might provide you with a special notice pursuant to Section 122(e) of the Comprehensive, Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986, Public Law 99-499 100 Stat. 1613 (October 17, 1986), (CERCLA).

Pursuant to Section 122(e) of CERCLA, and Delegation 14-8-B (February 26, 1987), I hereby determine that "a period of negotiation under this subsection would facilitate an agreement with potentially responsible parties for taking remedial action" at the Ambler Asbestos site, Certainteed pile and would expedite such action. In accordance with Section 122(e), EPA will not commence an RI/FS for sixty (60) days from the date of receipt of this letter, provided that a good faith proposal to conduct an RI/FS is made to EPA within 60 days of the receipt of this letter. This proposal should specifically identify the work, through a workplan, schedule or statement of work in which your company is willing to participate. A scope of work was provided to you by EPA in the May 22, 1987 letter.

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Should such a good faith proposal be received by the Agency within this timeframe, the Agency will allow additional time totalling ninety (90) days from special notice for negotiations between your company and the Agency. The goal of these negotiations will be to develop a consent agreement in which Certainteed commits to conduct the RI/FS in accordance with CERCLA, the National Contingency Plan (40 C.F.R. § 300), and applicable EPA guidance. Copies of such guidance were previously sent to you.

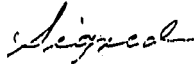
Should a good faith proposal not be received by the Agency by sixty (60) days from your receipt of this letter, the Agency will consider the period of negotiations closed. The Agency then has the option of commencing the appropriate studies under Section 104(a) of CERCLA, 42 U.S.C. § 9604(a) and/or taking an action against your company under Section 106 of CERCLA, 42 U.S.C. § 9606.

Should you elect to submit this proposal to the Agency, your letter and included proposal should be addressed to:

Hector M. Abreu-Cintrón (3HW17)
U.S. Environmental Protection Agency
Region III
SARA Special Sites Section
841 Chestnut Building
Philadelphia, PA 19107

If you need further information, you can contact Mr. Abreu-Cintrón at (215) 597-9562.

Sincerely,



James M. Seif
Regional Administrator

Enclosure

cc: Donald Lazarchik
Timothy Alexander
Gene Lucero
Paul S. Diamond, Esquire
Lydia Isales, Esquire

3DA00
Laskowski

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CONCURRENCES

MBOL	3HW16	3RC21	3RC21	3HW12	3HW12	3HW10	3HW00	3HW00
NAME	Abreu	Isales	Rader	Travers	Chapman	Schreiner	Conestoga	Wassersug

ATTACHMENT A

Responsible Parties for Locust and Plant Piles (Ambler Asbestos Site)

1. Nicolet Inc.
Winsahickon Avenue
Ambler, PA 19002

Mr. Bernard S. Bergman, President

2. Turner and Newall, PLC

Mr. John Mason, Esq.
Dechert, Price and Rhoads
3400 Center Square West
1500 Market Street
Philadelphia, PA 19102

Responsible Party for CertainTeed Pile (Ambler Asbestos Site)

CertainTeed Corporation
750 East Swedesford Road
Valley Forge, PA 19482

Mr. J. P. McGinley, Vice President

Information related to the volume and nature of substances contributed by each potential responsible party and the ranking by volume of the substances at the facility is not currently available. Such information for the Locust Street and Plant Piles will be provided in the Remedial Investigation and Feasibility Study (RI/FS) due Fall 1987.

Asbestos is the hazardous substance causing the threatened release at the CertainTeed Pile.

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